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FROM: **Daniel D. Sierchio, Reg. No. 53,591**Date **July 6, 2004**Re: **U.S. Patent No. 09/970,437****Please send confirmation fax to 973.422.6423**TEL: **973.422.6422** FAX: **973.422.6423** E-MAIL: **dsierchio@lowenstein.com**TO: **Commissioner for Patents**
P.O. Box 1450
Alexandria, VA 22313-1450FACSIMILE NO.: **703-872-9310**
VOICE NO.:Accompanying Parts:

- (1) Assertion of small entity status; and
- (2) This cover sheet

TOTAL PAGES (WITH COVER) **2**CLIENT ID/MATTER #: **15884-49****If you have any trouble with this transmittal, please call 973.422.6422**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 06 2004

In re Application of
ANTONI S. GOZDZ
Serial No.: 09/970,437

Filing Date: October 3, 2001

Title: ELECTROCHEMICAL CELL
COMPRISING LAMINATION OF
ELECTRODE AND PAPER
SEPARATOR MEMBERS

Attorney Docket No.: 1431 (Ours 15884-49)

Group Art Unit: 1742

Examiner: Donald R. Valentine

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P.O. Box 1450
Alexandria, VA 22313-1450

ASSERTION OF SMALL ENTITY STATUS PURSUANT TO 37 C.F.R. §1.27(c)

Sir:

Pursuant to 37 C.F.R. § 1.27(c), Applicant is a nonprofit organization and a small entity as defined in 37 C.F.R. § 1.27(a)(3)(ii). Applicant hereby asserts entitlement to small entity status.

Respectfully submitted,

Daniel D. Sierchio
Attorney for Applicant
Registration Number 53,591

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